IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.01.2021

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Crl.O.P.No.17936 of 2020
and Crl.MP.No.8841 of 2020

M.Manoharan ... Petitioner

Vs.

1. The Inspector of Police
Tharamangalam Police Station
Tharamangalam
Salem District.

2. Mariyappan
S/o.Late Sevi Gounder
5th Ward, Anai Goundar Valavu
Tharamangalam Village
Omalur Taluk
Salem District.
(Impleaded as per order dated 05.01.2021
in Crl. M.P. No. 8841 of 2020 in Crl.O.P.
No. 17936 of 2020) ... Respondents

Prayer: This Criminal Original Petition filed under Section 482 Cr.P.C. to issue a direction directing the respondent herein to give police protection to the Petitioner while fencing his property in Old S.F. No. 236/1 and New S.F. No.235/1M situated at Tharamangalam Village, Omalur Taluk, Salem District on the basis of Petitioner's complaint dated 17.10.2020.

For Petitioner : Mr.R.Marudhachalamurthy

For Respondents : Mr.M.Mohamed Riyaz R1
Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed seeking for police protection on the ground that this petitioner wants to fence the property.

2. Heard Mr.R.Marudhachalamurthy, learned counsel for the petitioner and Mr.M.Mohamed Riyaz, learned Additional Public Prosecutor, appearing on behalf of first respondent.

WEB COPY
https://hcservices.ecourts.gov.in/hcservices/

3. The relief sought for by the petitioner cannot be granted by this Court and the petitioner has to necessarily work out his remedy only before the competent Civil Court. It has been repeatedly held by this Court that police protection cannot be ordered in cases involving property dispute and such disputes will have to be resolved only before a competent Civil Court.

4. In the result, this Criminal Original Petition is disposed of with the above directions.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

rli

To

1. The Inspector of Police
   Tharamangalam Police Station
   Tharamangalam
   Salem District.

2. The Public Prosecutor
   High Court of Madras
   Chennai - 600 104.

+1cc to Mr.R.Marudhachalamurthy, Advocate SR.323

Crl.O.P.No.17936 of 2020
and Crl.MP.No.8841 of 2020

LN(CO)
CB(04/02/2021)

WEB COPY

https://hcservices.ecourts.gov.in/hcservices/